IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 14889 of 2004

Between:

Sarpanch, Gram Panchayat, Devarapally,

rep., by Smt.Bangaru Simhachalam,
w/o Paidithalli, r/o Devarapalli, Visakhapatnam District.

..... PETITIONER

AND

1 Mandal Parishad Development Officer,

Mandal Parishad, Devarapalli, Vizag District.
2 The District Collector (Panchayat Wing), Visakhapatnam.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly in the nature of writ of mandamus declaring the inaction of the respondents in not releasing the funds at Rs.375/- per unit of 349 individual sanitary latrines of Rs.1,30,875/- or equalent rice to petitioner Gram Panchayat as per the proceedings of the 1st respondent dated 15-10-2003 as being illegal, unjust, arbitrary and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner:MR.E.V.BHAGIRATHA RAO

Counsel for the Respondent No.1:MR. D.SRINIVAS

Counsel for the Respondent No.2: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following ORDER:

For release of funds pertaining to construction of individual sanitary latrines, which were sanctioned by the Project Director (District Collector), the petitioner instead of approaching the second respondent-District Collector (Panchayat Wing), Visakhapatnam, moved this Court by way of present writ petition.

The second respondent is the competent authority for release of funds for the above said purpose.

In view of the same, petitioner is at liberty to approach the second respondent for appropriate relief.

The writ petition is accordingly dismissed. No costs.

23rd AUGUST, 2004.

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To

1 The Mandal Parishad Development Officer,

Mandal Parishad, Devarapalli, Vizag District.
2 The District Collector (Panchayat Wing), Visakhapatnam.

3 Two CCs to the Government Pleader for Panchayat Raj & Rural Development, A.P. High Court Buildings, Hyderabad.(OUT)

4 Two CD copies.